

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

FC 2004-014338

11/06/2006

HONORABLE L. GRANT

CLERK OF THE COURT

T. Fenton

Deputy

ATLAS #000108944000
IN RE THE MARRIAGE OF
AMANDA MITCHELL

AMANDA MITCHELL
UP

AND

MICHAEL JOSEPH MITCHELL

MICHAEL JOSEPH MITCHELL
2412 E. IMPALA STREET
MESA AZ 85204-0000

AG-CHILD SUPPORT-EAST VALLEY
OFFICE
AZ OFFICE OF VITAL RECORDS
DOCKET-FAMILY COURT CCC

JUDGMENT/DECREE

8:26 a.m. Courtroom 604. This is the time set for a Resolution Management Conference. Petitioner/Mother, Amanda Mitchell, is present on her own behalf. Respondent/Father, Michael Joseph Mitchell, is present on his own behalf.

A recording of this proceeding is made by CD (FTR) in lieu of a court reporter.

Amanda Mitchell and Michael Joseph Mitchell are sworn.

Amanda Mitchell testifies.

Michael Joseph Mitchell testifies.

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LET THE RECORD REFLECT that the parties have testified that they agree on all of the issues and request that the Court grant them a divorce this date.

Amanda Mitchell and Michael Joseph Mitchell testify further.

IT IS ORDERED that the Office of Vital Records amend the Birth Certificate of the minor child, Bradley Eugene Larsen, born March 22, 2001, by showing that his true last name is **Mitchell** in place and instead of Larsen, and by showing that Michael Mitchell is the natural father of said child.

To the extent it has the jurisdiction to do so, the Court has considered and made provisions for child custody, parenting time, child support, and disposition of property and debts.

DECREE OF DISSOLUTION OF MARRIAGE

I. DISSOLUTION OF MARRIAGE

THE COURT FINDS that at least one of the parties has been domiciled in the State of Arizona for at least ninety (90) days immediately preceding the filing of the Petition for Dissolution; that the conciliation provisions of A.R.S. §25-381.09 either do not apply or have been met; that the parties have three minor children, that the marriage is irretrievably broken and there is no reasonable prospect for reconciliation; that Petitioner/Mother does not wish to have her former name restored, and that Mother is not pregnant.

IT IS ORDERED dissolving the marriage of the parties and restoring each party to the status of a single person upon the signing and filing of this minute entry as the Decree of Dissolution of Marriage.

II. CHILD CUSTODY

IT IS ORDERED that the parties shall share joint legal custody of the minor children, Emili (d.o.b. 01/07/03), Joshua (d.o.b. 02/22/04), and Bradley (d.o.b. 03/22/01), with Petitioner/Mother designated as the primary residential parent.

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THE COURT FINDS that the parties have previously entered into an informal parenting plan which the Court approves.

IT IS THEREFORE ORDERED adopting the parties' parenting plan as an order of the Court.

LET THE RECORD REFLECT that the parties agree that Respondent/Father is currently residing under less than reasonable circumstances and therefore Father will not have any overnight parenting time until he obtains appropriate living quarters.

Therefore, pursuant to the parties' stipulation,

IT IS ORDERED that once Respondent/Father obtains appropriate living quarters, he will have parenting time with the minor children every other weekend from Friday after school until Sunday at 6:00 p.m.

IT IS FURTHER ORDERED adopting the parties' stipulation that they will continue to share the holidays with the minor children.

IT IS FURTHER ORDERED as follows:

Telephone Access: Respondent/Father shall have liberal telephone access the minor children of the parties.

Summer Vacation: Every year the parties shall meet and confer by no later than May 1st for the purpose of determining the length of time Respondent/Father will spend summer vacation with the children and the times that he will have the children. If either one of the parents travel outside of the State of Arizona for their vacation time with the children, the traveling parent must provide the other parent with an itinerary of the travel plans that contains the dates, locations and contact numbers.

Father's Day: Every year, Respondent/Father shall have access and parenting time with the three minor children every Father's day. Father's Day shall be defined as being from 8:00 a.m. until 8:00 p.m. Should Father's Day occur on that weekend in which Petitioner/Mother would normally have access and parenting time, this Father's Day access and parenting time schedule supersedes the general access and parenting time schedule.

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Mother's Day: Every year, Petitioner/Mother shall have access and parenting time with the minor children every Mother's Day. Mother's Day shall be defined as being from 8:00 a.m. until 8:00 p.m. Should Mother's Day occur on that weekend in which Respondent/Father would normally have access and parenting time, this Mother's Day access and parenting time schedule supersedes the general access and parenting time schedule.

III. SPOUSAL MAINTENANCE

THE COURT FINDS that neither party is requesting spousal maintenance and therefore neither party is entitled to spousal maintenance.

IV. CHILD SUPPORT

Because this is a IV-D case, the Court will not enter any orders regarding child support, and all child support issues shall be determined by the IV-D Commissioner assigned to this Court.

THE COURT FINDS that the three minor children are currently on AHCCCS for their medical and dental care.

IT IS ORDERED that should Respondent/Father's employment provide him with medical insurance for the minor children, he shall obtain said medical insurance for the children. Until then, the children shall remain on AHCCCS.

IT IS FURTHER ORDERED that after the minor children have received treatment from a licensed health care professional, Petitioner/Mother shall provide Respondent/Father with a copy of the receipt for the uninsured services/co-pay within seven (7) days of the children receiving services from a licensed health professional.

IT IS FURTHER ORDERED that within thirty (30) days of receiving a copy of the receipt from the licensed health care professional who provides service to the minor children, Respondent/Father shall pay 50% of the expenses for the uninsured services/co-pay as provided by the licensed health care professional.

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V. DISPOSITION OF PERSONAL PROPERTY

IT IS ORDERED awarding to each party as his/her sole and separate property all personal property currently in his/her possession, subject to any liens and encumbrances thereon.

VI. DISPOSITION OF DEBTS

Upon stipulation of the parties, and because Petitioner/Mother paid the debt for another apartment in which the parties did not fulfill the provisions of the lease,

THE COURT FINDS that it is fair and equitable to adopt the parties' agreement that Respondent/Father be responsible for the debt owed to the San Miguel Apartments for a breach of that lease.

IT IS THEREFORE ORDERED that Respondent/Father shall be responsible for and pay the debt owed to the San Miguel Apartments that the parties previously leased in the approximate amount of \$1,500.00, and he shall pay said debt as soon as possible.

IT IS FURTHER ORDERED that Petitioner/Mother shall be held harmless from the debt to the San Miguel Apartments and she is not responsible for that debt in any way.

IT IS FURTHER ORDERED that all debts incurred by the parties during the marriage are community debt. Any debt incurred after SERVICE of the Petition for Dissolution of Marriage is the sole and separate obligation of each party, and he/she shall hold the other party harmless therefore.

NOTE: Any change in the paying party's employment and/or any change in the residential address of either party **must** be submitted to the Clerk's Office, in writing, within 10 days of the change (A.R.S. §25-322(C)). Failure to notify the Clerk's Office of any change may be considered contempt of Court.

All parties representing themselves must keep the Court updated with address changes. A form may be downloaded at: <http://www.superiorcourt.maricopa.gov/ssc/sschome.html>.

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IT IS FURTHER ORDERED signing this minute entry as a formal written Decree of Dissolution of Marriage of the Court pursuant to Rule 81, Arizona Rules of Family Law Procedure.

8:50 a.m. Matter concludes.

/ s / HONORABLE L. GRANT

JUDICIAL OFFICER OF THE SUPERIOR COURT